

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James H. Allen

Title: INTERACTIVE TELEPHONE SYSTEM FOR OPTIMIZING SERVICE ECONOMY

Docket No.: 162.002US1

Filed: Jan 2, 1994

Examiner: A. Matar

Serial No.: 08/252,984

Due Date: April 20, 1994

Group Art Unit: 2601

Hon. Commissioner of Patents and Trademarks

BOX AF

Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

☒ Transmittal sheet in duplicate containing Certificate under 37 CFR 1.8.

☐ Sheet(s) of ☐ formal ☐ informal drawing(s).

☐ An Assignment of the invention to \_\_\_\_\_ and Recordation Form Cover Sheet.

☒ Small entity status of this application has been established by previous communication.

☐ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27.

☐ A signed Combined Declaration and Power of Attorney.

☐ An unsigned Combined Declaration and Power of Attorney.

☐ A check in the amount of \$ \_\_\_\_\_ to cover the Missing Parts Fee.

☐ A check in the amount of \$ \_\_\_\_\_ to cover the Assignment Recording Fee.

☒ A return postcard.

☒ Other: AMENDMENT AFTER FINAL REJECTION (2 pages) and photocopy of Amended Brief on Appeal filed evendate.

☐ Amendment

☒ No Additional fee is required

☐ The fee has been calculated as shown:

CLAIMS AS AMENDED									
	(1) Claims Remaining After Amendment		(2) Highest Number Previously Paid For	(3) Present Extra	Small Entity		or	OTHER	
					Rate	Add'l Fee		Rate	Add'l Fee
TOTAL CLAIMS	- 20	-			x 11 =	\$ .00	or	x 22 =	
INDEPENDENT CLAIMS	-	-			x 38 =	\$ .00	or	x 76 =	
[ ] MULTIPLE DEPENDENT CLAIM PRESENTED					+ 120 =		or	+ 240 =	
TOTAL									

If the difference in Column (1) is less than zero, enter "0" in Column (2).

Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743. A duplicate copy of this sheet is enclosed.

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described hereinabove, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on this 20th day of April, 1995.

SCHWEGMAN, LUNDBERG & WOESSNER, P.A.  
3500 IDS Center, Minneapolis, MN 55402 (612-339-0331)

By: Daniel J. Kluth  
Name: Daniel J. Kluth  
Reg. No. 32,146

(GENERAL)



08/252,984

PATENT

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Applicant: James H. Alleman

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COMMUNICATION

Hon. Commissioner of  
Patents and Trademarks  
Washington, D. C. 20231

GROUP 260

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RECEIVED

Dear Sir:

Appellant's Brief on Appeal was filed on March 7, 1995. A Notice of Defective Brief was entered by the Examiner in the Communication mailed on April 5, 1995 (Paper No. 28).

The Examiner correctly noted that Applicant's amendment after final for the parent application (Paper No. 14, 3/15/93) was not entered and that Applicant did not request entry of said amendment after final. However, Applicant filed a Preliminary Amendment with his request for a Rule 1.62 Continuation application (Paper No. 22, 7/21/94) submitting new claims 18-27. Claim 1 was kept in the case only for continuity when filing the continuing application and Applicant inadvertently failed to cancel it during prosecution.

In response to the communication received from the Examiner dated April 5, 1995 (Paper 28), Applicant has requested cancellation of claim 1 (see copy of enclosed Amendment After Final Rejection). Applicant has also supplied a copy of claims 18-27

without underlining and brackets (see Appendix D).

Respectfully submitted,

JAMES H. ALLEMAN

By his attorneys,

SCHWEGMAN, LUNDBERG & WOESSNER,  
P.A.

80 South Eighth Street  
3500 IDS Center  
Minneapolis, MN 55402  
(612) 373-6934

DATE: April 20, 1995

By: Daniel J. Kluth  
Daniel J. Kluth  
Reg. No. 32,146

I hereby certify that this correspondence is being  
deposited with the United States Postal Service as first  
class mail in an envelope addressed to Commissioner  
of Patents and Trademarks, Washington, D.C. 20231,  
on April 20, 1995

(Date of Deposit)

Daniel J. Kluth  
Daniel J. Kluth